

**TOWNSHIP OF SPRINGFIELD  
COUNCIL MEETING AGENDA  
7:30 PM  
NOVEMBER 9, 2016**

1. Meeting called to order by the Mayor
2. Reading of the Sunshine Notice
3. Salute to the Flag
4. Roll Call: Mr. Frank, Mr. Hlubik, Mr. Marinello, Mr. McDaniel, Mr. Sobotka
5. Minutes submitted for approval:

October 6, 2016 Work Session  
October 12, 2016 Regular Session

6. Public Comment on Agenda Items\*
7. Resolutions

No. 2016-10-01 – Resolution Cancelling Accounts Payable Balances  
(Interlocal Agreement – Wrightstown)  
No. 2016-10-09 – Resolution Cancelling General Ledger Account Balances  
No. 2016-11-01 – Resolution Supporting Senate Bill 2663 and Assembly Bill  
4234  
No. 2016-11-02 – Resolution Authorizing Transfers Between Budget  
Appropriations

8. Monthly Reports Submitted for Approval
9. Bills Submitted for Approval
10. Correspondence
11. Solicitor's Report
12. Manager's Report
13. Township Officials' Business
14. Public Comment\*
15. Adjournment

**TOWNSHIP COUNCIL MEETING  
NOVEMBER 9, 2016**

The meeting of the Springfield Township Council was called to order by Mayor McDaniel with Council Members David Frank, John Hlubik, Anthony Marinello and Peter Sobotka present. Also present were Manager Paul Keller and Solicitor George Morris.

The Sunshine Notice was read:

"Public notice of this meeting pursuant to the Open Public Meetings Act has been given by the Springfield Township Council in the following manner on January 10, 2016:

- a. Posting written notice on the official bulletin board at the Municipal Building, Jobstown, NJ
- b. Transmitting written notice to the Register News and the Burlington County Times
- c. Filing written notice with the Clerk of Springfield Township

- d. Mailing written notice to each person who has requested copies of the regular meeting schedule and who has prepaid any charges fixed for such services."

Mayor McDaniel led the salute to the Flag.

Mr. made a motion seconded by Mr. to approve the minutes of the October 6, 2016 Work Session regular session. All in favor. Motion carried.

#### **PUBLIC COMMENT ON AGENDA ITEMS**

Hearing no comments, Mr. Sobotka made a motion seconded by Mr. Frank to close public comment on agenda items. All were in favor. Motion carried.

#### **BEST PRACTICES SURVEY**

Mr. Frank commented that for item 11 it should be simple enough to implement a policy.

Mr. Frank commented on item #22 and the fact that Mr. Sobotka is still getting dental benefits because he thought that Council decided to do away with that and Mr. Sobotka said he did not agree to that. Mr. Frank stated that he does not feel it is right that a Council Member is getting dental or health benefits. Mr. Frank added that he thought it was the policy that Council would not take any of these benefits because this is really a volunteer position. Mr. McDaniel thinks it is problematic to have only one taking something that not everyone gets.

Mr. Frank commented that the date of adoption should be listed in the comment section of item 30.

#### **ORDINANCES FOR PUBLIC HEARING**

Motion made by Mr. Sobotka and seconded by Mr. Frank to open the public hearing on Ordinance 2016-05. All were in favor. Motion carried.

Hearing no one for public comment, Mr. Frank made a motion seconded by Mr. Sobotka to close the public hearing. All were in favor. Motion carried.

Motion made by Mr. Frank and seconded by Mr. Sobotka to adopt Ordinance 2016-05. Mr. Sobotka asked if the \$11,000 that we would need for body cameras is available in this Ordinance and Mr. Keller responded no this would only cover the car cameras. Mr. Sobotka asked if we could move forward with that and Mr. Keller responded that if Council wishes to raise the money in next year's budget the Township could move forward with the body cameras then. Mr. Sobotka asked how it downloads and Chief Trout responded that it does it automatically once you pull in and once it is downloaded the process is complete. Mr. Keller stated we could take a look at the body cameras at the end of the year. Mr. Frank asked about the grants and Chief Trout responded that the grants covers a small portion of the cameras but there is a new body camera grant coming out and it was just released about a month ago and he will look into it.

Roll Call: Mr. Frank – yes; Mr. Hlubik – yes; Mr. Sobotka - yes and Mr. McDaniel - yes. Motion carried.

**ORDINANCE NO. 2016-05**

**ORDINANCE REAPPROPRIATING \$123,000 PROCEEDS OF OBLIGATIONS  
NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE  
FOR THE ACQUISITION OF VARIOUS POLICE EQUIPMENT IN AND BY THE  
TOWNSHIP OF SPRINGFIELD, IN THE COUNTY OF BURLINGTON, NEW  
JERSEY**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SPRINGFIELD, IN THE COUNTY OF BURLINGTON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$123,000 of the proceeds of obligations originally made available pursuant to the following bond ordinances of the Township of Springfield, in the County of Burlington, New Jersey (the "Township") are no longer necessary for the purposes for which the obligations previously were authorized:

<u>Ordinance Number</u>	<u>Improvement Description and Date of Adoption</u>	<u>Amount to Be Reappropriated</u>
2004-9	Various capital improvements, finally adopted 5/5/2004	\$9,307.53
2007-5	Acquisition of a housing unit, finally adopted 6/13/2007	\$8,716.96
2009-3	Purchase of an ambulance, finally adopted 4/8/2009	\$14,268.61
2010-05	Reconstruction of storm drainage system on Folwell Station Road and Erickson Court and roadway narrowing and bituminous sidewalk of Folwell Station Road, finally adopted 8/11/2010	\$25,000.00
2013-02	Various capital improvements, finally adopted 4/10/2013	\$65,706.90

Section 2. The \$123,000 proceeds described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 are hereby reappropriated in order to provide for the acquisition of various police equipment, including a live scan system for fingerprinting, police vehicle camera systems, patrol car computer systems and various other police equipment.

Section 3. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent

with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

## **RESOLUTIONS**

Motion made by Mr. Sobotka and seconded by Mr. to approve Resolution No. 2016-10-01 through 10-09. Mr. Frank stated he would like to discuss the first two resolution so Mr. Sobotka amended his motion seconded by Mr. Frank to approve Resolution No. 2016-10-01 only. Mr. McDaniel asked why we are cancelling this account and it was discussed that it is an old account and there is no reason to carry it. Mr. Keller added that there is no documentation to justify carrying it on the books. Mr. McDaniel asked about the DOT grants in Resolution No. 2016-10-09 and Mr. Keller responded that it was money that we did not spend. Mr. Sobotka made a motion to rescind his motion and Mr. Frank made a motion seconded by Mr. Sobotka to table 2016-10-01 and 2016-10-09. All were in favor. Motion Carried.

### **RESOLUTION NO. 2016-10-01 RESOLUTION CANCELLING ACCOUNTS PAYABLE BALANCES**

### **RESOLUTION NO. 2016-10-09 RESOLUTION CANCELLING GENERAL LEDGER ACCOUNT BALANCES**

\*\*\*\*\*

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2016-10-02 specifically for the purpose of Discussion. Mr. Frank stated that this site does not look good and the Zoning Board got its hands on this application twice and if all they required in the front was a couple of bushes the Board should be kicked. Mr. Frank added that he is not disputing that the requirements have not been met but rather he is not happy that the Board did not require better conditions of approvals. Mr. Frank asked how we let the Zoning Board know that Council is upset with the approval and Mr. Morris stated that you could discuss it with various members or comment on the year-end report. Mr. Frank pointed out that at Riverside Exports there is no storage out front and they have a nice decent fence and this approval should have had similar conditions. Mr. Sobotka asked who is at fault the members or professionals and Mr. Frank responded he does not know who is at fault. Mr. Frank is sure that we are not getting a release of performance bond if the requirements have not been met. Mr. McDaniel asked how we know what was required. Mr. Frank stated that the Board gave them significant variances from the standards. It was discussed that they do have some landscaping that does improve the site but not in the front where it is needed to shield the tractor trailers. Mr. Hlubik mentioned the tires piled up high again and it was discussed that would be a Zoning Officer issue. Mr. Sobotka asked how we communicate this displeasure to the Zoning Board and Mr. Frank stated that we should comment at the appropriate time that we expect them to require more or better conditions when giving approvals like this. Mr. Frank amended the motion seconded by Mr. Sobotka to adopt resolution 2016-10-03. All were in favor. Motion Carried.

### **RESOLUTION NO. 2016-10-02**

### **A RESOLUTION OF THE SPRINGFIELD TOWNSHIP COUNCIL**

**AUTHORIZING THE RELEASE OF A PERFORMANCE BOND AND ACCEPTANCE OF A  
MAINTENANCE BOND FOR ALLIED RECYCLING INC FOR SITE IMPROVEMENTS OF  
PROPERTY LOCATED AT BLOCK 1201, LOT 2.01  
IN SPRINGFIELD TOWNSHIP**

WHEREAS, Allied Recycling Inc. posted a Performance Guarantee in the amount of \$192,258.00 for site improvements of property located at Block 1201, Lot 2.01 in Springfield Township, and

WHEREAS, an inspection of the site improvements by the Township Engineer found the improvements to be in accordance with the Zoning Board Approvals; and

WHEREAS, prior to the release of the Performance Guarantee, Allied Recycling Inc. has posted a Maintenance Guarantee in the amount of \$28,839; and

WHEREAS, in a letter dated August 11, 2016, the Springfield Township Engineer recommends the release of the Performance Guarantee and acceptance of the Maintenance Guarantee in the amount of \$28,839.

NOW THEREFORE, BE IT RESOLVED by the Springfield Township Council to release Allied Recycling Inc. from their Performance Bond and accept a Maintenance Guarantee in the amount of \$28,839 as recommended by the Township Engineer.

\*\*\*\*\*

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2016-10-03 and 10-04. All were in favor. Motion Carried.

**RESOLUTION 2016-10-03**

**A RESOLUTION OF THE TOWNSHIP COUNCIL  
OF SPRINGFIELD TO REFUND ESCROW MONIES**

WHEREAS, Allied Recycling Inc. made payment to escrow account number T-22-11-004-120-201, which was established for the purpose of a Zoning Board Application for Block 1201 Lot 2.01; and

WHEREAS, Allied Recycling was granted approvals by the Zoning Board and has requested the remaining balance in this escrow account in the amount of \$246.00 be refunded to them; and

WHEREAS, the Board Solicitor and Engineer have confirmed there are no outstanding invoices.

NOW, THEREFORE BE IT RESOLVED by the Springfield Township Council that the balance remaining in escrow account T-22-11-004-120-201 in the amount of \$246.00 be refunded to Allied Recycling Inc.

\*\*\*\*\*

**RESOLUTION 2016-10-04**

**A RESOLUTION OF THE TOWNSHIP COUNCIL  
OF SPRINGFIELD TO REFUND ESCROW MONIES**

WHEREAS, Allied Recycling Inc. made payment to escrow account number T-24-14-001-120-201, which was established for the purpose of an engineering inspections for Block 1201 Lot 2.01; and

WHEREAS, the Township Engineer has completed a final inspection of the property and recommended by letter dated August 11, 2016 the posting of an escrow fund in the amount of \$1,441.93 to cover engineering services during the maintenance period; and

WHEREAS, Allied Recycling Inc. has requested the remaining balance in this escrow account over the amount of \$1,441.93 be refunded to them; and

WHEREAS, the Engineer has confirmed there are no outstanding invoices.

NOW, THEREFORE BE IT RESOLVED by the Springfield Township Council that the balance remaining in escrow account T-24-14-001-120-201 over and above the amount of \$1,441.93 be refunded to Allied Recycling Inc.

\*\*\*\*\*

Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2016-10-05. Mr. Frank abstained from discussion. Mr. Sobotka asked if we know the total number of acres preserved in the Township and he would like an update. All were in favor. Motion Carried.

**RESOLUTION NO. 2016-10-05**

**A RESOLUTION OF THE TOWNSHIP OF SPRINGFIELD, COUNTY  
OF BURLINGTON, STATE OF NEW JERSEY, OF PRELIMINARY  
APPROVAL OF FARMLAND PRESERVATION APPLICATIONS**

WHEREAS, the Township of Springfield is committed to preserving, to the extent possible, farmland within the Township for the benefit of the citizens of the Township of Springfield as well as for the County of Burlington and for the State of New Jersey; and

WHEREAS, the Burlington County Agriculture Development Board has accepted the application(s) of:

1. Patel – Block 2304.1 Lot 6 (182 Georgetown-Wrightstown Rd)

into the Farmland Preservation Easement Purchase Program; and

WHEREAS, the county requests that the Township of Springfield provide the necessary municipal cost share at five percent (5%); and

WHEREAS, it is in the best interests of the citizens of the Township of Springfield to approve the applications of the above one farm for consideration into the current round of the Farmland Preservation Easement Purchase Program:

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Springfield, County of Burlington, and State of New Jersey that they support preservation of the properties listed above through the Burlington County Farmland Preservation Program; and

BE IT FURTHER RESOLVED that the Township Council of the Township of Springfield hereby confirms its willingness to provide the necessary municipal cost share needed to acquire the easements for the above mentioned landowners who accept the county's offer.

\*\*\*\*\*

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2016-10-06. All were in favor. Motion Carried.

### **RESOLUTION 2016-10-06**

#### **A RESOLUTION OF THE SPRINGFIELD TOWNSHIP COUNCIL MAKING CERTAIN APPOINTMENTS OF TOWNSHIP OFFICIALS AND BOARDS**

WHEREAS, the effective operation of the government of Springfield Township requires that various appointments be made:

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of Springfield Township assembled in public session this 12th day of October 2016, as follows:

1. The following are hereby appointed as members of the Planning Board in the classes and for the terms designated:
  - a. Richard Toone as 2<sup>nd</sup> Alternate member of the Planning Board for an unexpired term expiring 12-31-17

\*\*\*\*\*

Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2016-10-07. All were in favor. Motion Carried.

### **RESOLUTION 2016-10-07**

#### **RESOLUTION TO ESTABLISH POLICY FOR TAX APPEAL NOTIFICATION**

**WHEREAS**, it is deemed to be in the best interests of the residents of the Township of Springfield, County of Burlington; and,

**WHEREAS**, the Division of Local Government Services deems it to be a best practice of the municipalities of the State of New Jersey to adopt a policy establishing the requirement for tax appeal notification;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Springfield in the County of Burlington that it is an established policy that the Township's Tax Assessor notify, in writing, both the Chief Financial Officer and governing body of all tax appeals once they are filed or no later than June 1st of each year.

**BE IT FURTHER RESOLVED** that a copy of this Resolution will be provided to the Tax Assessor, Chief Financial Officer and Township Manager.

\*\*\*\*\*

Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2016-10-08. All were in favor. Motion Carried.

**RESOLUTION 2016-10-08**

**RESOLUTION REQUESTING APPROVAL OF AN ITEM OF REVENUE AND APPROPRIATION UNDER NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

NOW THEREFORE BE IT RESOLVED that the Council of the Township of Springfield, County of Burlington, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$1,221.79 which item is now available as a revenue from the State of New Jersey Division of Criminal Justice 2016 Body Armor Grant pursuant to the provisions of statute, and

BE IT FURTHER RESOLVED that a like sum of \$1,221.79 is hereby appropriated under the caption of "State of New Jersey Division of Criminal Justice 2016 Body Armor Grant,"

BE IT FURTHER RESOLVED that the above is the result of funds derived from the "State of New Jersey Division of Criminal Justice 2016 Body Armor Grant" in the amount of \$1,221.79.

Mr. Sobotka asked the names of the officers that left and the new officers and Chief Trout provided that information.

**MONTHLY DEPARTMENTAL REPORT**

**CLERK REPORT OF LICENSES**

**September 2016**

Dog Licenses Issued - 2  
Licenses assessed late fee 0  
Total Licenses Issued Year to Date -372  
Kennel licenses sold this month 0  
Replacement dog licenses sold this month - 0  
Service Dog  
Police Dog

Total amount collected \$22.00

**TREASURER'S REPORT – CURRENT ACCOUNT**  
**September 2016**

Year to Date Revenue	\$ 9,092,060.70
Year to Date Expended	\$ 2,859,813.78
Total Available Revenues	\$ 6,232,246.92

**CONSTRUCTION OFFICIAL'S REPORT**  
**September 2016**

Building Permits & Application Fees	\$7,041.00
CCO Fees	850.00
VIO	00
Re-Inspection Fees	00
COAH	00
Plan Review	00
Total	\$7,891.00

**POLICE REPORT**  
**September 2016**

The Springfield Township Police Department responded to a total of **602** complaints. They are sorted in the following manner:

505 General Police Complaints  
2 Domestic Incidents  
11 Criminal Investigations  
23 MVAs  
27 Medical Emergencies  
29 Activated Alarms  
1 Abandoned 911 Calls  
4 Assists to Outside Departments  
2 Assists to Our Department  
111 Motor Vehicle Stops  
8 Arrests  
5 Warrants  
0 DWI  
3 Criminal

Tickets Issued: 72      Mileage 10724

**ZONING REPORT**  
**SEPTEMBER 2016**

**TAX COLLECTOR  
SEPTEMBER 2016**

**TAXES**

2016	TAX PAYMENTS	\$ 113,664.48
PRIOR	TAX PAYMENTS	\$ -
FUTURE	TAX PAYMENTS	\$ 1,984.68
	INTEREST ON TAXES	\$ 1,849.91
	<b>TOTAL TAXES</b>	<b>\$ 117,499.07</b>

**LIENS**

MUNICIPAL	REDEMPTIONS	
LIEN		
MUNICIPAL	RECORDING FEES COLL	
LIEN		
MUNICIPAL	LIEN SEARCH FEES COLL	
LIEN		
	<b>TOTAL LIENS</b>	<b>\$ -</b>

**MISC.**

200' LIST FEES	\$ 20.00
DUPLICATE TAX BILL FEES	\$ 15.00
TAX SEARCH	
MISC	\$ 100.00
TAX SALE COSTS - PRIOR TO SALE	
RETURN (NSF) CHECK FEES	\$ 50.00
<b>TOTAL MISC. PAYMENTS</b>	<b>\$ 185.00</b>

**RETURN ITEMS**

RETURNED CHECKS	
<b>TOTAL</b>	<b>\$ -</b>

TOTAL RECEIPTS FOR THE MONTH:

**\$ 117,684.07**

**AMERICA EMERGENCY SQUAD  
SEPTEMBER 2016**

Total Calls Dispatched	10
Average Response time	8.40 min.

**ENDEAVOR EMERGENCY SQUAD, INC.  
SEPTEMBER 2016**

Total Calls Dispatched	18
Average Response Time	10.73

Motion made by Mr. Frank and seconded by Mr. Sobotka to file the reports. All were in favor.  
Motion carried.

### BILL LIST

VENDOR	CHECK NO.	AMOUNT PAID
<b>CURRENT</b>		
Action Uniforms LLC	11375	\$643.00
America Emergency Squad	11376	\$7,500.00
Auto Shine Car Wash	11377	\$54.00
Banc3 Inc.	11378	\$145.00
Burl Co Municipal Clerks Assn.	11379	\$30.00
Ruth Ann Bice	11380	\$314.70
County of Burlington	11381	\$30.00
Burlington County Treasurer	11382	\$4,240.01
Burlington County Treasurer	11383	\$8,263.23
Casa Payroll Services	11384	\$313.00
Certified Speedometer Service	11385	\$185.00
Comcast	11386	\$144.85
Courier Times, Inc	11387	\$191.78
Dante Guzzi Engineering	11388	\$80.30
Denis C. Germano, Esq.	11389	\$915.00
Eastern Armored Services, Inc.	11390	\$388.00
H. Eggleston & Son, LLC	11391	\$3,622.50
Endeavor EmergencySquad	11392	\$7,500.00
Everdixie USA EMS Supply Co.	11393	\$46.49
Expel Exterminating Experts, Inc.	11394	\$45.00
Garden State Removal Company	11395	\$7,149.92
General Chemical and Supply	11396	\$204.80
Greenscape Landscape	11397	\$4,160.00
Haar Electric Inc.	11398	\$148.00
Heritage Business Systems Inc.	11399	\$150.00
Hurley's Auto Repair	11400	\$1,888.75
JCP&L	11401	\$1,313.38
J. Paul Keller	11402	\$752.50
Jennifer Kelly, PHD LLC	11403	\$400.00
Michael A. Malloy	11404	\$314.70
Mr Bob Portable Toilets	11405	\$586.00
National Time Systems, Inc.	11406	\$58.00
Networks Plus	11407	\$433.33
New Jersey American Water Co.	11408	\$258.94
New Jersey Planning Officials	11409	\$114.00
NJSHBP	11410	\$31,493.93
NJ League of Municipalities	11411	\$315.00
Northern Burl Cnty Reg School	11412	\$381,755.00

Parker McCay PA	11413	\$4,228.98
Pedroni Fuel Company	11414	\$1,465.07
Pitney Bowes	11415	\$150.00
Martin Poinsett	11416	\$100.00
Powerdms Inc.	11417	\$1,339.13
PSE&G	11418	\$4,215.92
Registrar's Association of NJ	11419	\$65.00
Judith M. Schetler	11420	\$314.70
Servicemaster Building Service	11421	\$295.00
Southampton Township	11422	\$2,000.00
Springfield Twp-Open Space FND	11423	\$1,431.15
Springfield Township Board of Ed	11424	\$270,069.00
State of New Jersey Treasurer	11425	\$50.00
Staples Advantage	11426	\$30.66
Springfield Township Fire Company	11427	\$6,250.00
US Postal Service	11428	\$110.00
Verizon Wireless	11429	\$575.03
Vital Communications Inc.	11430	\$102.00
Xtel Communications, Inc.	11431	\$398.91

#### **DEVELOPERS ESCROW**

Banc301 Inc.	7339	\$471.25
Dante Guzzi Engineering	7340	\$208.75
Denis C. Germano, Esq.	7341	\$2,167.50

#### **DOG ACCOUNT**

Burlington Cty Treas-Animal	7181	\$60.00
New Jersey Dept of Health	7182	\$5.40
Springfield Township-Current	7183	\$72.00

#### **COAH ACCOUNT**

Parker McCay, P.A.	7185	\$542.50
--------------------	------	----------

#### **CAPITAL**

Dante Guzzi Engineering	7184	\$3,318.21
McManimon Scotland & Baumann	7185	\$600.00

#### **OPEN SPACE**

Burlington County Treasurer	7145	\$9,262.11
-----------------------------	------	------------

#### **RECREATION ACCOUNT**

N.B.I.A.A.	7166	\$1,832.08
------------	------	------------

#### **POLICE EXTRA DUTY ACCOUNT**

Golder Associates Inc.	7103	\$1,180.00
------------------------	------	------------

TOTAL	\$779,058.46
-------	--------------

Mr. Sobotka made a motion seconded by Mr. Frank to pay the bills except the attorneys. All were in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Hlubik to pay the attorneys. All were in favor except Mr. Frank who abstained. Motion carried.

### **CORRESPONDENCE**

Mr. Frank made a motion to send correspondence to the County that we agree with the ATL and Mr. Sobotka seconded the motion. All were in favor. Motion carried

Mr. Sobotka also said that Council looked at changing the meeting dates and asked for input from Mr. Frank. Mr. Franks stated that he still has another meeting on the 1<sup>st</sup> Wednesday. Mr. McDaniel stated one thought was keeping the regular meeting the 2<sup>nd</sup> Wednesday and the work session on the 4<sup>th</sup> Wed.

Motion made by Mr. Frank and seconded by Mr. Sobotka to file the correspondence. All were in favor. Motion carried.

### **SOLICITOR REPORT**

Mr. Morris reported that a briefing schedule has been set for the Haviland matter. Mr. Frank asked if they are still pro se and Mr. Morris responded that they are but it is obvious that they are receiving help from legal counsel unofficially. Mr. Morris stated that he had to add the Zoning Board as a party in case the matter gets remanded and Mr. Germano is also now involved but a joint brief will be filed on behalf of the Township and Zoning Board.

Mr. Sobotka asked about the cell tower contract and Mr. Morris stated that we need to provide notice in January to terminate the contract and the site is the one on Burlington-Jacksonville Rd. He added that it will have to be rebid.

Mr. Sobotka asked about the farm labor housing ordinance and Mr. Frank responded that right now it is on his plate to look at because he thinks it is over burdensome. Mr. Morris stated that the Ordinance was written by the standards the Board supplied. Mr. Frank feels it is too burdensome for a person that wants to move forward with this type of housing but he acknowledged that it is subject to abuse if not done properly. He added that if we make it too hard to comply people will do it illegally. Mr. Sobotka asked if we have a time frame and Mr. Frank responded soon.

Mr. Frank made a motion seconded by Mr. Sobotka to approve the Solicitor's report. All were in favor. Motion carried.

### **MANAGER'S REPORT**

Mr. Keller stated that Westampton had one of their vehicles put out of commission by an accident and they would like to lease our truck and he negotiated a price of \$2500 a month for approximately 6 months which would be covered by their insurance. Mr. Keller responded that they also have interest in purchasing it at the end of the six months but they have not committed to purchase. Mr. Keller responded that he gave them a price of \$50,000. Mr. Sobotka asked if we could use the money to buy body cameras and Mr. Keller responded that is not how it works.

Mr. McDaniel asked if we lease it for six months and they decide not to buy it how will that affect the resale value after the additional wear and tear. It was discussed that the truck was auctioned twice with no interest. Mr. Frank made a motion seconded by Mr. Sobotka to proceed with the agreement. All were in favor. Motion carried.

Mr. Keller presented a map with the portion of the path in Juliustown Park that will be paved and he stated that we will lose the rest of the path if not paved to growth and have just this one section of paved area that will go nowhere. Mr. Sobotka stated that the one section is where the old roadway was so if we pave that portion of the walking path vehicles will be driving on part of the pavement. Mr. McDaniel asked how wide the path is and Mr. Frank asked what is being put down on this path because other towns have very durable paths. Mr. Keller responded that he knows what Mr. Frank is talking about and that is not how this track was constructed. Mr. McDaniel asked if the back baseball field ever gets used and Mr. Sobotka responded that it does not but sometimes they use the field in the back for soccer. Mr. McDaniel stated if the path is only 5 or 6 ft. wide and you have cars driving on it then the path will be damaged. It was discussed putting up post to prevent cars from getting on that area. Chief Trout stated that you would need to maintain the path if left as the crushed stone and at the County park they are always out there leveling and spraying the track there to maintain it. Mr. Hlubik said that asphalt will not be maintenance free. It was discussed that he path does get used a good amount. Mr. Frank stated that he is not inclined to pave the whole path and we will just have to maintain it. Mr. Frank suggested doing the minimum of what we have to do and see what the annual cost to maintain it will be. Mr. Keller stated the contractor gave us a price of over \$7,000 for the spraying for weeds but we could see if we could get it done cheaper. Mr. Keller confirmed that Council is in agreement to pave only a portion of the path and the non-expanded basketball court. Mr. Frank also suggested we should get a price from Mr. Eggleston to spray the unpaved portion of the path and level it a couple times a year.

Mr. Hlubik asked about the generator in Jacksonville and Mr. Keller responded that Jacksonville is getting diesel because the cost of the propane and the tank would have to be replace every so many years and he added that it will also hook up to the community center. Mr. Sobotka asked if they are running a trench to the back building and Mr. Keller responded that Jacksonville Fire Company dug a trench and the generator contractor ran the wires. Chief Bercy did not like the way the wires were going to be hung on the building.

Mr. Frank made a motion seconded by Mr. Sobotka to accept the Manager's report. All were in favor. Motion carried.

#### **TOWNSHIP OFFICIAL'S BUSINESS**

Mr. Sobotka stated that we had a discussion about the County project and Mr. Frank gave his report from the meeting. Mr. Frank stated that Mr. Brickley from the County agrees that we should have the intersection that we want without the additional conditions. Traffic studies in the future may require the acceleration/deceleration lanes due to development and the County wants to make sure that the Township puts that on the developer. Mr. Frank advised the County that the Township is not looking for that type of development. Mr. Frank stated that there is no need for massive curbing or acceleration/deceleration lanes. There will be a memorandum of understanding that the Township will have to work it out if needed in the future and not put that on the County. Mr. Frank stated that we just need to get a memorandum of understanding drafted and Mr. Guzzi is updating his plans with the changes the County is still requiring be done which are not big issues.

Mr. McDaniel stated that he attended the Planning Board meeting last month and at one point the Chair stated that they don't have much guidance from Council on the commercial vehicle

Ordinance. Mr. Frank asked what Council had transmitted to them and Ms. Clayton advised that it was Council's take that the Planning board is the one that provides guidance to Council and that the two council members on the Board could relay that information. Mr. Hlubik said the Board thought that bigger trucks should be dealt with on a case by case basis. Mr. Frank stated that there is a language problem in the current Ordinance and it doesn't allow for the plumber exception. Mr. Frank agrees with the Board about the larger trucks. Mr. Frank stated that we can try to capture standards for larger vehicles or send those cases to the Zoning Board for a Use Variance. Mr. McDaniel asked about the larger types of properties with the old farm buildings and he added that he feels this would be a good opportunity for a good reuse of those buildings. Mr. Hlubik stated that he feels that would probably get approved by the Board. Mr. Frank stated that on a residential lot of 3 acres or less a vehicle up to 10,000 lbs. and on properties larger than that you could have a larger truck or two. Mr. Hlubik stated that if you have a box truck it would still be visible over a 6 ft. fence. Mr. Hlubik also thinks you will be over the 10,000 lbs. even with a plumber truck because of the equipment.

Mr. Sobotka asked what other towns do and Mr. Morris responded it is hard to compare Springfield to other towns. It was discussed getting Ordinances from other towns. Mr. Frank stated that the question is how big of a truck do we want to allow as well as minimum setbacks and requiring it to be parked in the rear yard.

Mr. Sobotka stated that you have sloppy people and should we be limiting the amount of cars that are on the property. It was discussed that we have a junk yard ordinance and an ordinance that allows a property owner to have one vehicle without registration. Mr. Sobotka also is concerned about the use of larger trucks on local roads. Mr. Frank stated that you could make it a conditional use for properties on a County road. Mr. Frank stated that the Ordinance is about a balance of allowing people to use their properties and have businesses without hurting their neighbors.

Council decided that the Board should consider types of roads, lot size, large side and rear yard setbacks and rear yard parking for conditional uses. There should also be an exception for a smaller box truck or utility vehicle in residential zones.

#### **PUBLIC COMMENT**

Mr. Bucs, Jobstown would like to know where to obtain a current zoning ordinance and a copy of what is being discussed now for the change. Mr. Bucs was directed to the General Code website and it was discussed that the Planning Board will be discussing future ordinances if he wishes to attend those meetings.

Hearing no one further for public comments, Mr. Sobotka made a motion seconded by Mr. Frank to close public comment. All were in favor. Motion carried.

Mr. Frank made a motion seconded by Mr. Hlubik to adjourn the meeting. The meeting was adjourned at 9:40 PM. All were in favor. Motion carried.

Respectfully submitted,

Patricia A. Clayton  
Township Clerk